

1 Rick L. Hoffman
FEDERAL DEFENDERS OF EASTERN WASHINGTON AND IDAHO
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3 (509) 248-8920

4 Attorneys for Defendant

5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,)	
)	CR-13-6070-WFN
Plaintiff,)	
)	MOTION TO CONTINUE
8 vs.)	PRETRIAL AND TRIAL
)	AND EXTEND DEADLINE TO
)	FILE PRETRIAL MOTIONS
10 KENNY ROWELL,)	
)	
11 Defendant.)	Noted With Oral Argument
)	January 13, 2014, 10:50 a.m.
)	Yakima, Washington

13 TO: MICHAEL C. ORMSBY, UNITED STATES ATTORNEY
14 ALEXANDER C. EKSTROM, ASSISTANT UNITED STATES ATTORNEY

15 KENNY ROWELL, hereby makes formal request for a continuance of
16 the pretrial and trial in this matter. Trial is currently scheduled for
17 February 10, 2014, in Yakima, Washington, with a pretrial conference
18 hearing set for January 13, 2014 in Yakima, Washington.

19 Mr. Rowell requests a continuance because additional time is needed to
20 provide counsel with sufficient time to review the discovery, review and
21 discuss it and the issues with Mr. Rowell, conduct the investigation that is
22 necessary for a thorough and effective defense, to consult with potential
23

1 witnesses and to review related matters of a pretrial and trial nature.

2 Discovery in this matter is on-going. Counsel has received discovery
3 and has had an opportunity to review it with Mr. Rowell but is in need of
4 additional time to conduct the defense investigation. In addition, additional
5 time is needed for pretrial review and to prepare this case for trial or
6 resolution before trial.
7

8 This motion is brought in good faith and not for any purpose of
9 unnecessary delay. Mr. Rowell agrees with the necessity for this continuance
10 and also acknowledges that any continuance would constitute excludable
11 time under the Speedy Trial Act. Mr. Rowell is prepared to sign a waiver of
12 speedy trial if necessary.
13

14 Because of the nature of these charges and the need for a thorough and
15 complete review of the allegations and pretrial matters, Mr. Rowell requests
16 the court grant a continuance of approximately sixty (60) days of both his
17 pretrial conference and trial.
18

19 In addition to continuing the pretrial conference and trial in this case,
20 Mr. Rowell also respectfully requests the court set a new deadline for filing
21 pretrial motions and establish new dates for the dissemination of any new
22 discovery to reflect the new dates for the pretrial and trial.
23

1 DATED: January 9, 2014

2 Respectfully submitted,

3
4 s/Rick L. Hoffman
5 Rick L. Hoffman, 9478
6 Attorney for KENNY ROWELL
7 Federal Defenders of Eastern
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9 306 East Chestnut Avenue
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14 CERTIFICATE OF SERVICE

15 I hereby certify that on January 9, 2014, I electronically filed the
16 foregoing with the Clerk of the Court using the CM/ECF System which will
17 send notification of such filing to the following: Alexander C. Ekstrom,
18 Assistant United States Attorney.

19 s/Rick L. Hoffman
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